

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Box Sequence, P. O. Box 2327, Arlington, VA 22202.

Date: April 12, 2002

By: Lynn Anderson

Docket No. 59150-8012

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

Hiroshi Takatsuj

SERIAL No.: 09/979,433

FILED: 21 May 1999

FOR: **PROMOTER HAVING SPECIFIC ACTIVITY  
TO PISTIL TISSUE AND USE OF THE SAME**



EXAMINER: unknown

ART UNIT: unknown

CONFIRMATION No. 2937

**Response to Notification of Missing Requirements under 35 U.S.C. 371 in the United States  
Designated/Elected Office (DO/EO/US)**

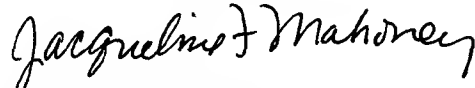
Box Sequence  
Assistant Commissioner for Patents  
P. o. Box 2327  
Arlington, VA 22202

Sir:

1. In response to the Notification of Missing Requirements under 35 USC 371 in the U.S. Designated/Elected Office (DO/EO/US) mailed February 20, 2002 (copy enclosed), applicant submits the following:
  - ☒ An executed Combined Declaration and Power of Attorney.
  - ☒ A Sequence listing, diskette and matching declaration.
  - ☒ A Preliminary Amendment
  - ☒ A Copy of a Recordation Form Cover Sheet and Assignment sent for recording on January 29, 2002 **for informational purposes only.**
2. Conditional Petition for Extension of Time  
  
Applicant petitions for an Extension of Time if necessary for timely filing of this Response.
3. Fee Payment
  - ☐ Applicant claims small entity status. See 37 CFR §1.27

- ☒ Please charge Deposit Account No. 50-0665 for the surcharge for late filing of the declaration (\$130).
- ☒ Please charge any underpayment or credit any overpayment for timely filing of this Response to Deposit Account No. 50-0665.

Respectfully submitted,



Jacqueline F. Mahoney  
Registration No. 48,390

Date: April 12, 2002

**Correspondence Address:**

Customer No. 22918

Phone: (650) 838-4410

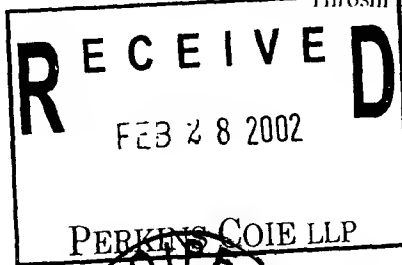


## UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box 901  
United States Patent and Trademark Office  
Washington, D.C. 20231  
www.uspto.gov

U.S. APPLICATION NUMBER NO	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/979,433	Hiroshi Takatsuj	59150-8012

22918  
PERKINS COIE LLP  
P.O. BOX 2168  
MENLO PARK, CA 94026



INTERNATIONAL APPLICATION NO
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PCT/IP99/02692

I.A. FILING DATE	PRIORITY DATE
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05/21/1999

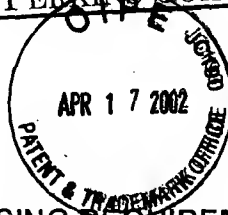
CONFIRMATION NO. 2937

371 FORMALITIES LETTER



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Date Mailed: 02/20/2002

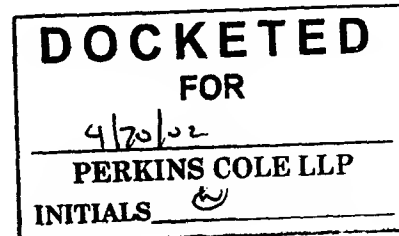


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### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments



The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

of 37 CFR 1.136(a).

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
  - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
  - APPLICANT MUST PROVIDE:
    - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
    - A statement that the contents of the paper or compact disc and the computer readable form are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
  - For Rules Interpretation, call (703) 308-4216
  - To Purchase PatentIn Software, call (703) 306-2600
  - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 305-3693

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO	INTERNATIONAL APPLICATION NO	ATTY DOCKET NO
09/979,433	PCT/JP99/02692	59150-8012